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JUN 02 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: : Docket: END919990043US2  
: :  
Ray F. Barnard, et al : :  
Serial No.: 10/727,445 : Art Unit: 3623  
: :  
Filed: 3 Dec 2003 : Examiner: Susanna M. Meinecke Diaz  
For: System and Method for Assessing a Procurement and Accounts Payable System

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION (37 C.F.R. § 1.137(c))**

Commissioner for Patents  
Mail Stop DAC  
P. O. Box 1450  
Alexandria, VA 22313-1450

**Identification of Person Making This Disclaimer**

I, Shelley M Beckstrand, represent that I am the attorney of record for this application.

**Identity of Disclaimant**

Assignee: International Business Machines Corporation  
Address of Assignee: New Orchard Road, Armonk, NY 10504

**Extent of Disclaimant's Interest**

The disclaimant owns the whole of this invention.

**Recordal of Assignment in U.S.P.T.O.**

The Assignment for the parent application of which this application is a divisional application was recorded 22 Nov 1999 at reel 010402, frame 0177.

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### Disclaimer

The terminal part of any patent granted on the above-identified patent application which would extend beyond the expiration date of the full statutory term of any patent issuing from U.S. Patent No. applications S/N 10/727,443 or S/N 10/808,834 or S/N 09/444,257 (now U.S. Patent 6,684,191), or S/N 09/444,255 (now U.S. Patent 6,714,915), or S/N 09/444,253 (now U.S. Patent 6,684,677), or S/N 09/444,256 (now U.S. Patent 6,738,746), as may be presently shortened by any terminal disclaimer, is hereby disclaimed, and it is agreed that any patent granted on the above-identified patent application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to from U.S. Patent No. applications S/N 10/727,443 or S/N 10/808,834 or S/N 09/444,257 (now U.S. Patent 6,684,191), or S/N 09/444,255 (now U.S. Patent 6,714,915), or S/N 09/444,253 (now U.S. Patent 6,684,677), or S/N 09/444,256 (now U.S. Patent 6,738,746), this agreement to run with any patent granted on the above-identified patent applications and to be binding upon the grantee, its successors or assigns.

No disclaimer is being made as to any terminal part of any patent granted on the above-identified patent applications prior to the expiration of the full statutory term of any patent issuing from U.S. Patent No. applications S/N 10/727,443 or S/N 10/808,834 or S/N 09/444,257 (now U.S. Patent 6,684,191), or S/N 09/444,255 (now U.S. Patent 6,714,915), or S/N 09/444,253 (now U.S. Patent 6,684,677), or S/N 09/444,256 (now U.S. Patent 6,738,746), as may be presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C. F. R. § 1.321, has all claims canceled by reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer.

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Respectfully submitted,

Date: 2 Jun 2006



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